

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

UNITED STATES OF AMERICA,	}	
<i>Plaintiff-Respondent</i>	}	
	}	
v.	}	CRIMINAL ACTION NO. H-02-79-2
	}	CIVIL ACTION NO. H-04-4617
JESUS FLORES-GUERRERO,	}	
<i>Defendant-Petitioner</i>	}	

**MEMORANDUM AND ORDER**

Presently before the Court are Petitioner Jesus Flores-Guerrero's Motion to Vacate, Set Aside or Correct Sentence filed pursuant to 28 U.S.C. § 2255 (Doc. 281), the United States' Answer and Motion to Dismiss (Docs. 283, 284), Petitioner's Motion for Leave to File a Supplemental Letter Brief, which is construed as a Motion for Leave to Amend (Doc. 285), and the Magistrate Judge's Memorandum and Recommendation Granting Respondent's Motion to Dismiss and Denying Movant's § 2255 Motion to Vacate, Set Aside, or Correct Sentence and Motion for Leave to File a Supplemental Letter Brief *Coram Nobis* (Doc. 288).

After carefully considering the record and the applicable law, the Court **DENIES** Petitioner's Motion for Leave to File a Supplemental Letter Brief *Coram Nobis* (Doc. 285). The Court **GRANTS** the Government's Motion to Dismiss (Doc. 283), and **DENIES** Petitioner's Motion to Vacate, Set Aside or Correct Sentence filed pursuant to 28 U.S.C. § 2255 (Doc. 281). Accordingly, this habeas action is **DISMISSED WITH PREJUDICE**. The Court **ADOPTS** the Magistrate Judge's Memorandum and Recommendation (Doc. 288) in full.

**SIGNED** at Houston, Texas, this 27<sup>th</sup> day of July, 2006.



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MELINDA HARMON  
UNITED STATES DISTRICT JUDGE